

Appln No. 09/846,871  
Response dated January 19, 2005

### REMARKS

Claims 1 -16 are pending.

The Specification has been amended to replace reference to Appendix "A" with reference to FIGS. 16A-16JJ containing this appendix.

Claim 7 has been amended to correct a clerical informality. New claims 14-16 are presented.

The Examiner has rejected independent Claims 1, 7 and 13 under 35 USC 102 as clearly anticipated by U.S. Patent No. 6,559,773 to Berry (hereinafter "Berry"); dependent claims 3-5 and 8-9 as anticipated by Berry; and dependent claims 2, 6 and 10-12 under 35 USC 103 as obvious in view of Berry and U.S. Patent No. 6,590,589 to Shuiman (hereinafter "Shuiman"). The applicants respectfully disagree.

Berry discloses a reconfigurable display for controlling various accessories. The display is configurable to present multiple human machine interfaces (HMI's). HMI specifiers may be downloaded as new accessories are added. The exact nature of the HMI specifiers is not entirely clear. Column 5, lines 14-16 suggest HMI specifiers include "compiled software class objects".

As claimed in independent Claim 1, data from an application is provided to a wireless device by first providing the wireless device a representation of a text file defining a format of user interface for the application at the wireless device; the format of network messages for exchange data from the application; and a format for storing the data at the device. Thereafter data is received in accordance with the format of the network messages, and presented at the device using the user interface.

As the HMI specifiers of Berry appear to be compiled [see column 5, lines 14-16], Berry would appear to fail to disclose provision of a text file as claimed. Moreover, the HMI specifier of Berry does not appear to include a portion defining the format of network messages for exchanged of data with the application, as claimed. Column 3,

Appln No. 09/846,871  
Response dated January 19, 2005

lines 54-56 identified by the Examiner as equivalent to a portion identifying this format, reads, "Once connected to the network 36, these accessories exchange control signals and messages with a particular display subsystem." This, it is submitted, appears to relate to the exchange of control messages with controlled devices, rather than the exchange of format definition as claimed.

Finally, as no format information is exchanged, data is not exchanged in accordance with the format as claimed. For all of these reasons, it is respectfully submitted that Berry fails to anticipate pending Claim 1. Withdrawal of the rejection of Claim 1 under 35 USC 102 is therefore requested.

Claim 13 similarly calls for a mobile device, including a processor and software adapting the processor to receive a representation of a text file defining the various formats. Again, as Berry does not disclose such a text file, withdrawal of the rejection of this claim under 35 USC 102 is also requested.

Claim 7 similarly requires a parser for receiving a text file and a screen generation engine for presenting a screen at the mobile device in accordance with the text file. Again, as noted above, Berry does not disclose use of a text file or an associated parser or screen generation engine that presents a screen in accordance with a text file. Withdrawal of the rejection of this claim under 35 USC 102 is also requested.

As Berry does not disclose or suggest each and every element of independent claims 1, 7 and 13 Berry cannot anticipate claims 3-5 and 8-9 dependent thereon. Withdrawal of the rejection of dependent claims 3-5 and 8-9 under 35 USC 102 is therefore also requested.

Sluiman appears to disclose use of XML template file. However, the XML template file does not appear to have definitions as claimed and does not appear to be interpreted/used as claimed. Moreover, Sluiman does not appear to disclose or suggest use of such a text file on a mobile device. Therefore, it is respectfully submitted that a combination of Berry and Sluiman cannot lead a skilled person to the invention as

Appln No. 09/846,871  
Response dated January 19, 2005

claimed, and therefore cannot render claims 2, 6 and 10-12 as obvious. Withdrawal of the rejection of these claims under 35 USC 103 is therefore requested.

New Claims 14 to 16 are presented for consideration by the Examiner. It is believed that these claims, too, are in condition for allowance.

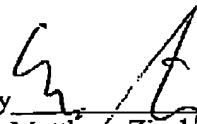
Applicants' agent notes that the NON-FINAL Office Action mailed July 23, 2004 replaces the FINAL Office Action mailed June 15, 2004 and withdraws its finality, following a telephone conversation with the Examiner. Portions of the July 23 Office Action, however, still appear to erroneously refer to the finality of the July 23 action.

No matter has been added by these amendments.

In view of the foregoing, favourable reconsideration and allowance of the application are respectfully solicited.

Respectfully submitted,

SMART & BIGGAR

By   
Matthew Zischka  
Registration No. 41,575  
Telephone: (416) 591-5514

19-Jan-05  
MZ/lmd  
92509-3